



266A  
8/14/2004  
Docket No.: M1912.0018/P018

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Hiroshi Furukawa et al.

Application No.: 09/699,648

Art Unit: 2661

Filed: October 31, 2000

Examiner: S. Blount

For: SPREAD CODE ALLOCATION  
METHOD AND BASE STATION IN  
CDMA CELLULAR

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, Mail Stop Non-Fee Amendment  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

RECEIVED

APR 21 2004

Technology Center 2600

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated January 20, 2004 (Paper No. 7),  
please amend the above-identified U.S. patent application as follows:

**FEE CALCULATION**

Any additional fee required has been calculated as follows:

	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	Additional Fee
Total	39	- 39* =		X	
Independent	3	- 3** =		X	
First presentation of Multiple Dependent Claim(s) (if applicable)					
TOTAL					0.00

\*not less than 20

\*\* not less than 3

No additional fee is required.

In the event a fee is required or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 50-2215.

### **CONTINGENT EXTENSION REQUEST**

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 CFR 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 CFR 1.135. The fee under 37 CFR 1.17 should be charged to our Deposit Account No. 50-2215.

**Amendments to the Specification** begin on page 3 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 6 of this paper.

**Remarks/Arguments** begin on page 22 of this paper.